

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF RHODE ISLAND**

CHRISTOPHER LACCINOLE,

Plaintiff,

v.

ADT LLC d/b/a ADT SECURITY
SERVICES,

Defendant.

Case No.: 1:18-cv-00481-WES-LDA

DEFENDANT ADT LLC'S MOTION TO STAY

AND NOW comes Defendant ADT LLC, and for the reasons set forth in the accompanying memorandum, which is incorporated by reference as if fully set forth herein, moves this Court to stay the litigation pending a ruling by the Federal Communications Commission in conjunction with proceedings currently ongoing at the agency, clarifying the definition of “automatic telephone dialing system,” and the standard of liability for calls placed to reassigned or wrong numbers under the Telephone Consumer Protection Act.

Dated: October 9, 2018

Respectfully submitted,

/s/ Robert C. Shindell

Robert C. Shindell (RI Bar No. 5269)

BARTON GILMAN LLP

10 Dorrance Street, Suite 800

Providence, RI 02903

Tel: (401) 273-7171

Fax: (401) 273-2904

rshindell@bglaw.com

Daniel S. Blynn (*pro hac vice*)
VENABLE LLP
600 Massachusetts Avenue, NW
Washington, DC 20001
Tel: (202) 344-4000
Fax: (202) 344-8300
dsblynn@venable.com

Liz C. Rinehart (*pro hac vice*)
VENABLE LLP
750 East Pratt Street, Suite 900
Baltimore, MD 21202
Tel: (410) 244-7400
Fax: (410) 244-7742
lcrinehartinehart@venable.com

Attorneys for Defendant ADT LLC

CERTIFICATE OF SERVICE

I hereby certify that on this 9th day of October, 2018, I have electronically filed a copy of the foregoing Defendant ADT LLC's Motion to Stay with the Clerk of Court using the CM/ECF system, which automatically sends an electronic notification to all counsel of record and other CM/ECF participants duly registered to receive service of filings in this case. A copy also has been served via first-class mail on:

Christopher Laccinole
17 Richard Smith Road
Narragansett, RI 02882

/s/ Robert C. Shindell
Robert C. Shindell

An Attorney for Defendant ADT LLC